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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

LINDA M. CETERA, ) CIVIL NO. 5:09-00734 PVT  
Plaintiff, ) STIPULATION AND FXXXXXXXXX) ORDER  
MICHAEL J. ASTRUE, )  
Commissioner of Social Security, )  
Defendant. )

The parties hereby stipulate through counsel, with the Court's approval as indicated by issuance of the attached Order, that Defendant shall have an extension of time of 35 days, up to and including March 12, 2010, to file his motion for summary judgment. This request is being made because the attorney assigned to the case is on extended medical leave but is expected to return to the office in late February.

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1 The parties further stipulate that the Court's Scheduling Order shall be modified accordingly.  
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4 Respectfully submitted,  
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Dated: January 21, 2010

/s/ James Hunt Miller  
(As authorized via e-mail)  
JAMES HUNT MILLER

Attorney for Plaintiff

JOSEPH P. RUSSONIELLO  
United States Attorney  
LUCILLE GONZALES MEIS  
Regional Chief Counsel, Region IX  
Social Security Administration

Dated: January 21, 2010

/s/ Brenda M. Pullin  
BRENDA M. PULLIN  
on behalf of THEOPHOUS P. REAGANS  
Special Assistant United States Attorney

Attorneys for Defendant

17 **ORDER**

18 APPROVED AND SO ORDERED.

20 Dated: January 22, 2010

  
21 PATRICIA V. TRUMBULL  
22 UNITED STATES MAGISTRATE JUDGE  
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